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## 09/839,711 REQUEST Application Number **FOR** Filing Date: April 20, 2001 **CONTINUED EXAMINATION (RCE)** First Named Inventor Darwin J. Prockop TRANSMITTAL Art Unit 1633 Address to: Commissioner for Patents NOV 03 2005 Examiner Robert M. Kelly Mail Stop RCE P.O. Box 1450 Alexandria, VA 22313-1450 Attorney Docket No. 57616-5017US1 equest for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. Submission required under 37 C.F.R § 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s). Previously submitted If a Final Office Action is outstanding, any amendments filed after the Final Office Action may be considered as a submission even if this box is not checked. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on □ Other ii. b. $\mathbf{X}$ **Enclosed** i. iii. ☐ Information Disclosure Statement (IDS) ☐ Affidavit(s)/Declaration(s) ☐ Other: Form PTO-1449 ii. iv. Miscellaneous Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required.) Other 3. **Fees** (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.) The Director is hereby authorized to charge any deficiency, or credit any overpayments, to Deposit Account No. 50-0573. ☑ RCE fee required under 37 CFR 1.17(e) i. ☐ Extension of time fee (37 CFR 1.136 and 1.17) ii. iii. □ Other X Check in the amount of \$395.00 is enclosed. b. Payment by credit card (Form PTO-2038 enclosed) c. SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED Name Kathryn Doyle, Ph.D., J.D. Registration No. 36,317 Date November 1, 2005 Signature CERTIFICATE OF MAILING UNDER 37 CFR 1.8 I hereby certify that this paper, along with any documents referred to as being enclosed therewith, is being

deposited with the United States Postal Service in an envelope addressed to: Mail Stop RCE, Commissioner

Date

November 1, 2005

for Patents, P.O. Box 1450, Alexandria, VA 22313 1450 on this date: November 1, 2005.

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Signature

Name

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Valarie L. Benson

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